

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN ~~FILED (D)~~
SOUTHERN DIVISION

Carol Harrod
Creditor/Objector

2015 APR 14 P 3:17

U.S. BANKRUPTCY COURT
E.D. MICHIGAN/DETROIT

Chapter 9
Case No. 13-53846
Magistrate Judge:
Thomas J. Tucker

V

In re

CITY OF DETROIT, MICHIGAN,
Debtor/Municipality

/

**OBJECTION TO NOTICE OF MOTION OF THE CITY OF DETROIT,
PURSUANT TO SECTIONS 105(a) AND 502(c) OF THE BANKRUPTCY
CODE AND BANKRUPTCY RULE 3021, FOR AN ORDER APPROVING
RESERVE AMOUNT FOR CERTAIN DISPUTED OR UNLIQUIDATED
UNSECURED CLAIMS IN CONNECTION WITH DISTRIBUTIONS TO
BE MADE UNDER THE EIGHTH AMENDED PLAN FOR THE ADJUST-
MENT OF THE CITY OF DETROIT**

NOW COMES the above creditor/objector in this response object to the document disguised as a notice, pursuant to Section 105(a) and 502(c) of the bankruptcy code and bankruptcy rule 3021 for an order approving reserve amount for certain disputed or unliquidated unsecured claims in connection with distributions to be made under the Eighth Amended Plan

for the Adjustment of the city of Detroit and for the following reasons:

1) The Plan of Adjustment, confirmation of the plan and any thing connected or stemming from the plan of Adjustment was not filed in good faith and has to complied with the bankruptcy code and rules 11 USC 923 governing the notice. There have been numerous objections to method of your way of so called notifying people in the following objection Docket Number: 8306, 8233, 8314, 8428 8310.

2) I have not been legally notified personally or publicly and a associate just stumble across it on the internet. We have not been notified and most the people contacted have not received a notice and more time is need to consult legal assistant and advice.

3) We object further to this notice also because there never was a legal vote on the plan the only attempt was with counterfeit ballots and violation of the election laws. The plan of adjustment and confirmation of the plan was unconstitutional and deprived and denied us Basic Civil Right 42 USC 1983 and due process of law of the 5th and 14th Amendments of the Constitution of the United States.

2) We also objected to the impairment and diminishing the health care and pension benefits that is protected by Article 9 Section 24 Constitution of

the State of Michigan and the 10th Amendment of the Federal Constitution.

3) The pension has double from two and half (2 1/2) billion to four and half to five (4 1/2) to 5 Billion from 2012 to 2014.

4) We never had a hearing and as stated above no notice as well and this violated the Supreme Court Decision a person must have timely and adequate notice detailing the reasons for the notice and an effective opportunity to defend. *Goldberg v. Kelly* 397 U.S. 254 (1970) citing *Armstrong v. Manzo*, U.S. 545, 552 (1965).

5) We object and disagree with your letter because the so-called Recoupment and it doesn't apply to me or any other retirees and/or pensioners because there no grounds to recoup. The word recoupment means "It is keeping back something which is due because there is an equitable reason to withhold it; and is uniformly applied where a man bring an action for breach of a contract between him and the defendant; and where the latter can show that some stipulation in the same contract was made by the plaintiff, which he has violated, the defendant may, if he choose, instead of suing in his turn, recoupe his damages arising from the breach committed by the plaintiff. *Ives v. Van Eppes* 22 Wend, N.Y. 156. And see *Barber v. Chapin*, 28 Vt. 413 Black's Law Dictionary revised 4th Edition. We don't

owe anything and have not agree to pay anything and their is no contract of recoulement.

WHEREFORE and all the above facts and law we Object to this notice Section 105(a), 502(c) and Bankruptcy Rule 3021 and request that this notice be voluntary rescinded, withdrawn or cancel or be declared null and void because of its failure to be presented in good faith and failure to comply with the Bankruptcy Rules and code and contravening due process of the law.

Sincerely submitted

CAROL HORNIS
Name interest party/creditor/objector

Address: P. O. B 18152

City and state DET, 48214

Date 4/1/15

United States Bankruptcy Court

EASTERN District Of Michigan

In re Carol Hoad

Set forth here all names including married, maiden, and trade names used by debtor within last 6 years.]

Debtor Creditor

)
)
)
)
) Case No. 13-53846

Address P.O. Box 14152

DET, 14152-982

)
)
) Chapter 9

Employer's Tax Identification (EIN) No(s). [if any]: _____

Last four digits of Social Security No(s.): 6326

)

NOTICE OF [MOTION TO] [OBJECTION TO]

Carol Hoad has filed papers with the court to [relief sought in motion or objection].

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to [relief sought in motion or objection], or if you want the court to consider your views on the [motion] [objection], then on or before (date), you or your attorney must:

[File with the court a written request for a hearing {or, if the court requires a written response, an answer, explaining your position} at:

{address of the bankruptcy clerk's office}

United States Bankruptcy
211 W. Fort St. Suite 2100
Detroit Michigan 48226

If you mail your {request} {response} to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to:

{movant's attorney's name and address}

{names and addresses of others to be served}]

CITY OF DETROIT
COPARTITION COUNCIL
FIRST NATIONAL BUILDING
606 WOODWARD AVE
DETROIT MICHIGAN 48226

[Attend the hearing scheduled to be held on (date), (year), at a.m./p.m. in Courtroom , United States Bankruptcy Court, {address}.]

[Other steps required to oppose a motion or objection under local rule or court order.]

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Date: 4/1/15

Signature: Carol Hoad
Name: P.O. Box 14152
Address: DET, 14152-982

City of Detroit, Michigan
c/o KCC
2335 Alaska Ave
El Segundo, CA 90245

FILED

PRF 70099 11749486

000711

Jones, Eddie Lott
14910 Ferguson Street
Detroit MI 48227-1425

2015 MAR 20 A 10:51

MARCH 17, 2015

U.S. BANKRUPTCY COURT
E.D. MICHIGAN-DETROIT

I NEED THE COURT TO TAKE PRECEDENT
IN my RIGHTS ACCORDING TO my SMALL PENSION.
Now I AM IN POVERTY DISABLED, ^{AND} UNABLE TO WORK.
74 YEARS OLD SUPER SENIOR TIMES LIKE
THESE SHOULD HAVE NEVER HAPPENED.

Bankruptcy of Detroit has taken a
NEGATIVE
ON MY
Family's MENTAL AND PHYSICAL HEALTH
TO ALL

I AM WRITING TO THE COURT FOR THE
RETURN OF MY PENSION BENEFITS.

Sincerely,
Eddie Lott Jones

UNITED STATES BANKRUPTCY COURT
Eastern District of Michigan

In re:

CITY OF DETROIT, MICHIGAN,

Chapter: 9

Case No.: 13-53846

Debtor:

Judge: Hon. Thomas J. Tucker

Address: 2 Woodward Avenue, Suite 1126
Detroit, Michigan 48226

Last four digits of Social Security or
Employer's Tax Identification (EIN) No(s).(if any): 38-6004606

**CORRECTED NOTICE OF MOTION OF THE CITY OF DETROIT, PURSUANT TO SECTIONS 105(a)
AND 502(c) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULE 3021, FOR
AN ORDER APPROVING RESERVE AMOUNTS FOR CERTAIN DISPUTED OR UNLIQUIDATED
UNSECURED CLAIMS IN CONNECTION WITH DISTRIBUTIONS TO BE MADE UNDER
THE EIGHTH AMENDED PLAN FOR THE ADJUSTMENT OF DEBTS OF THE CITY OF DETROIT**

The City of Detroit, Michigan (the "City") has filed papers with the Court seeking entry of an order, pursuant to sections 105(a) and 502(c) of title 11 of the United States Code and Rule 3021 of the Federal Rules of Bankruptcy Procedure, approving reserve amounts for certain disputed or unliquidated unsecured claims in connection with distributions to be made under the City's confirmed plan of adjustment.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, **on or by March 23, 2015**, you or your attorney must:

1. File with the court a written response or an answer, explaining your position at:¹

United States Bankruptcy Court
United States Bankruptcy Court
211 W. Fort Street, Suite 2100
Detroit, Michigan 48226

If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above. All attorneys are required to file pleadings electronically.

¹ Any response or answer must comply with F. R. Civ. P. 8(b), (c) and (e).

North Point
901 Lakeside Avenue
Cleveland, Ohio 44114
Telephone: (216) 586-3939
Facsimile: (216) 579-0212

2. If a response or answer is timely filed and served, the Court will schedule a hearing on the motion and you will be served with a notice of the date, time and location of the hearing.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Dated: March 4, 2015

Respectfully submitted,

/s/ Heather Lennox
Heather Lennox (OH 0059649)
JONES DAY
North Point
901 Lakeside Avenue
Cleveland, Ohio 44114
Telephone: (216) 586-3939
Facsimile: (216) 579-0212
hlennox@jonesday.com

ATTORNEYS FOR THE CITY

NAI-1500314985v1

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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FILED (I)

2015 APR 14 P 3:17

Carl Williams

Name

v

In re:
CITY OF DETROIT, MICHIGAN
AND EMERGENCY MANAGER
KEVYN D. ORR

Chapter 9
Case No. 13-53846
Magistrate judge:
Thomas J. Tucker

Debtor

/

PROOF OF SERVICE

Carl Williams, being first duly sworn deposes and

Say that on April 8th 2015. I sent a copy of Notice of motion of the City
of Detroit, pursuant to section 105(a) and 502 (c) of the bankruptcy code
and Rule 3021 for order approving reserve amount for certain disputed or
unliquidated unsecured claims in connection with distributions to be made
under the Eighth amended plan of adjustment of the city of Detroit of
Magistrate Judge Thomas J Tucker, upon the concern parties by certified
mail at the following address:

City of Detroit
Corporation Council
First National Building
600 Woodward Ave
Detroit, Michigan 48226

I/We hereby certify that the statements made herein are true and correct to the best of my knowledge and belief, under penalty of perjury and contempt of Court under the laws of the United States of America.

Sign Carol Williams